**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR**

**MONDAY, THE 5TH NOVEMBER 2007 / 14TH KARTHIKA 1929**

**AS.No. 173 of 1997()**
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**OS.229/1993 of SUB COURT, TIRUR**
**.....**

**APPELLANT - PLAINTIFF:**
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**KIZHAKKINIYAKATH VASUDEVAN NAMBOODIRI,**
**S/O. PARAMESHWARAN NAMBOODIRI,**
**PERUMANNA AMSOM DESOM,**
**TIRUR TALUK.**

**BY ADV. SRI.K.K.MOHAMED RAVUF**

**RESPONDENTS - DEFENDANTS:**
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1. **CHEERANKULANGARA MOOSA,**
**S/O. ENTHANU PERUMANNA AMSOM**
**KLARI DESOM, TIRUR TALUK.**

2. **KOORIYATTIL KOYA, S/O. MUHAMMED,**
**CHERIYAMUNDAM AMSOM DESOM,**
**TIRUR TALUK.**

3. **MAMBATTA THAREEKUTTY, S/O. VEERANF,**
**PONMUNDAM AMSOM DESOM, TIRUR TALUK.**

4. **KANNANCHERI PANIKKATT ILLATH KESAVAN**
**MOOSAD, S/O.RAVI MOOSAD, OMAECHAPUZHA**
**AMSOM, KARINGAPARA DESOM, TIRUR TALUK.**

5. **PARUTHIKUNJAN PATHUMMA, W/O. KUNHI MOOSA,**
**PERUMANNA AMSOM KALRI DESOM, TIRUR TALUK.**

6. **KOOTTUMOOCHI BEERAYAMMA, D/O. BEERANKUTTY,**
**CHERIYAMUNDA AMSOM DESOM, TIRUR TALUK.**

7. **CHATHERI AVARANKUTTY, S/O. THAYU, PONMUNDAM**
**AMSOM DESOM, TIRUR TALUK.**

**8. CHATHERI KUNHEEDU, DO. DO.**

**9. PUTHUKKAL MUSTHAFA, THALAKKAD AMSOM DESOM.**

**10. KOOTTUMOOTHI KUNHALAVI, S/O. BEERANKUTTY, PERUMANNA AMSOM KLARI DESOM, TIRUR TALUK.**

**BY ADV. SRI.P.N.KRISHNANKUTTY ACHAN(SR.)**
**SRI.K.MOHANA KANNAN**

**THIS APPEAL SUIT HAVING BEEN FINALLY HEARD ON 05/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

# K. PADMANABHAN NAIR, J.

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**A.S. NO. 173 OF 1997**

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**Dated this the 5th day of November, 2007**

## J U D G M E N T

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**The appeal was filed with a petition to condone the delay of 9 days. Today I have dismissed that petition for non-prosecution.**

**In the result, appeal dismissed as barred by limitation.**

**Civil Miscellaneous Petition No.1572 of 1997 shall stand dismissed.**

**K. PADMANABHAN NAIR, JUDGE.**

**vsv**

**K. PADMANABHAN NAIR, J.**

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**A.S. NO. 173 OF 1997**

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**J U D G M E N T**

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**5TH NOVEMBER, 2007**